

JAN. 14. 2004 2:04PM

858 792-6773 FOLEY AND LARDNER

NO. 7331 P. 1

FOLEY & LARDNER
ATTORNEYS AT LAW

11250 EL CAMINO REAL, SUITE 200
SAN DIEGO, CA 92130
P.O. BOX 80278
SAN DIEGO, CALIFORNIA 92138-0278
TELEPHONE: 858.847.6700
FACSIMILE: 858.792.6773
WWW.FOLEYLARDNER.COM

RECEIVED
CENTRAL FAX CENTER

JAN 14 2004

OFFICIAL

FACSIMILE TRANSMISSION

Total # of Pages 5 (including this page)

TO:	PHONE #:	FAX #:
Art Group 1614 U.S. Patent and Trademark Office		(703) 872-9306

From : Richard San Pietro
Email Address : rsanpietro@foleylaw.com
Sender's Direct Dial : 858.847.6717
Date : 1/14/2004
App. Serial Number : 10/650,262
Client/Matter No : 051091-2101
User ID No : 0079

OFFICIAL

Transmitted herewith for filing in the above patent application are the following. Thank you.

1. Transmittal (1 page);
2. Information Disclosure Statement (2 pages); and
3. PTO Form SB/08 (1 page).

If there are any problems with this transmission or if you have not received all of the pages, please call (858) 847-6756.

Operator:	Time Sent:	Return Original To: Line S. Gauthier
-----------	------------	---

CONFIDENTIALITY NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

Atty. Dkt. No. 051091-2101

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Yerramilli V.S.N. Murthy, et al.

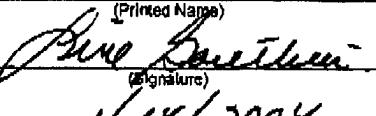
Title: METHODS FOR THE CONTROLLED
DELIVERY OF
PHARMACOLOGICALLY ACTIVE
COMPOUNDS

Appl. No.: 10/650,262

Filing Date: 08/27/2003

Examiner: Unknown

Art Unit: 1614

CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below. (703.872.9306)	
Line Gauthier (Printed Name)	
 (Signature)	
1/14/2004 (Date of Deposit)	

TRANSMITTAL

Commissioner for Patents
 PO Box 1450
 Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith for filing in the above application are the following:

- 1) Information Disclosure Statement ; and
- 2) PTO Form SB/08.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872.

Date: Jan. 14, 2004

Respectfully submitted,

Richard J. Warburg
 FOLEY & LARDNER
 Customer Number

30542

PATENT TRADEMARK OFFICE
 Telephone: (858) 847-6700
 Facsimile: (858) 792-6773

By RJS/P

Richard San Pietro
 Attorney for Applicant
 Registration No. 45,071

OFFICIAL

Atty. Dkt. No. 051091-2101

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**RECEIVED****CENTRAL FAX CENTER**

Applicant: Yerramilli V.S.N. Murthy, et al.

Title: METHODS FOR THE
CONTROLLED DELIVERY OF
PHARMACOLOGICALLY
ACTIVE COMPOUNDS

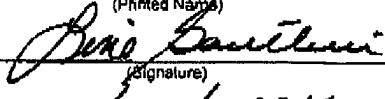
Appl. No.: 10/650,262

Filing Date: 08/27/2003

Examiner: Unknown

Art Unit: 1614

JAN 14 2004

CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below. (703.672.8308)	
Line Gauthier	
(Printed Name)	
	
(Signature)	
1/14/2004	
(Date of Deposit)	

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

The USPTO has waived the requirement under 37 CFR 1.98(a)(2)(i) to submit copies of U.S. patents and U.S. patent application publications when citing and submitting an Information Disclosure Statements in a patent application filed after June 30, 2003 and in an international application that has entered the national stage under 37 USC §371 after June 30, 2003. Accordingly, copies of these types of documents are not being supplied in connection with this application. Reference is being made to Pre-OG Notice from Office of Patent Legal Administration dated July 25, 2003, *Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003.*

Atty. Dkt. No. 051091-2101

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

RELEVANCE OF EACH DOCUMENT

All of the documents are in English.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Date Jan. 14, 2004

Respectfully submitted,

Richard J. Warburg
FOLEY & LARDNER
Customer Number: 30542
Telephone: (858) 847-6717
Facsimile: (858) 792-6773

By Richard S. Pietro
Richard San Pietro
Attorney for Applicant
Registration No. 45,071

MODIFIED PTO/SB/08 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449B/PTO				Complete If Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Application Number	10/650,262
Date Submitted: December 4, 2003 (use as many sheets as necessary)				Filing Date	08/27/2003
				First Named Inventor	Yerramilli V.S.N. Murthy
				Group Art Unit	1614
				Examiner Name	
Sheet	1	of	1	Attorney Docket Number	051091-2101

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
A1	6,660,278			Larsson et al.	12/09/2003	
A2	6,403,057			Schneider et al.	06/11/2002	
A3	6,310,053			Patterson et al.	10/30/2001	
A4	6,140,374			May et al.	10/31/2000	
A5	6,110,905			Patterson et al.	08/29/2000	
A6	5,977,133			Fung et al.	11/02/1999	
A7	5,866,549			Or et al.	02/02/1999	
A8	5,756,506			Copeland et al.	05/26/1998	
A9	5,663,361			Towson et al.	09/02/1997	
A10	5,574,020			Klink et al.	11/12/1996	
A11	5,382,673			Clark et al.	01/17/1995	
A12	5,352,832			Wu et al.	10/04/1994	
A13	5,082,863			Apelian et al.	01/21/1992	
A14	4,876,352			Schumacher et al.	10/24/1989	
A15	4,382,892			Hayakawa et al.	05/10/1983	
A16	4,361,557			Nagabhushan	11/30/1982	
A17	4,311,857			Nagabhushan	01/19/1982	
A18	4,235,892			Nagabhushan	11/25/1980	
A19	US 2002/0028875 A1			Anderle et al.	03/07/2002	

023.247830.1

Examiner Signature	Date Considered
--------------------	-----------------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, PO Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450.